

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF BRONX

-----X  
JAMES ANDERSON,

Plaintiff, : Index No.

- against -

KEVIN HOEVERMAN and MICHAEL : COMPLAINT  
MASINO as New York State Police  
Officers,

Defendants.  
-----X

Plaintiff by his attorney Leonard Silverman complaining of  
the defendants alleges and shows to this Court:

AS AND FOR A FIRST CAUSE OF ACTION FOR PLAINTIFF

1. At all times herein mentioned plaintiff was and is a  
resident of the State of New York, County of Bronx.
2. At all times herein mentioned defendants Kevin Hoeverman  
and Michael Masino were duly appointed, employed and acting  
law enforcement officers of the New York State Police of the  
State of New York and were and are residents of the State of  
New York.
3. This action arises under the United States Constitution,  
particularly under the provisions of the Fourth, Sixth,  
Eighth and Fourteenth Amendments to the Constitution of the  
United States, and under federal law, particularly Title 42  
of the United States Code, Section 1983.
4. Each of the acts of the defendants was done in the course of

subsequent statements made by the defendants and each of them to the Rockland County District Attorney, the grand jury and in court were intentional, malicious, without probable cause and deprived plaintiff of the following rights, privileges and immunities secured to plaintiff by the Constitution of the United States:

a. The right of plaintiff to be secure in his person and effects against unreasonable search and seizure under the Fourth and Fourteenth Amendments to the Constitution of the United States:

b. The right of plaintiff to be informed of the nature and cause of the accusation against him, secured to plaintiff under the Sixth and Fourteenth Amendments to the Constitution of the United States; and

c. The right of plaintiff not to be deprived of life, liberty, or property without due process of law, and the right to equal protection of the laws, secured by the Fourteenth Amendment to the Constitution of the United States.

19. That the violation of the Constitutional rights of the plaintiff as aforesaid resulted in the plaintiff being arrested; imprisoned continually from August 2, 2005 until February 10, 2006; maliciously prosecuted; deprived of his liberty from August 2, 2005 until February 10, 2006 while he was a prisoner; deprived of his right to associate and

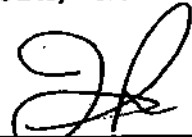
at the trial of this action and that the damages sought herein exceed the jurisdictional limits of all lower courts which would otherwise have jurisdiction;

WHEREFORE plaintiff demands judgment against the defendants in the Fifth Cause of Action in an amount to be determined at the trial of this action and that the damages sought herein exceed the jurisdictional limits of all lower courts which would otherwise have jurisdiction;

Plus the costs and disbursements of these actions.

Dated: New York, N.Y.  
March 3, 2008

Leonard Silverman  
Attorney for Plaintiff  
116 West 23<sup>rd</sup> Street  
New York, N.Y. 10011

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By: Leonard Silverman



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STATE OF NEW YORK COUNTY OF NEW YORK

I, the undersigned, an attorney admitted to practice in the courts of New York State

☒ Certification  
By Attorney

certify that the within  
has been compared by me with the original and found to be a true and complete copy

☐ Attorney's  
Affirmation

state that I am  
the attorney(s) of record for plaintiff

action. I have read the foregoing complaint and know the contents thereof.

The same is true to my own knowledge, except as to the matters therein alleged to be on information and belief, and as to those matters I believe it to be true. The reason this verification is made by me and not by plaintiff is plaintiff resides in a County other than the County in which defendant has his office for the practice of law.

The grounds of my belief as to all matters not stated upon my own knowledge are as follows:  
conversations with the plaintiff and the contents of the file

I affirm that the foregoing statements are true under the penalties of perjury.

Dated: March 3, 2008

STATE OF NEW YORK COUNTY OF

Leonard Silverman

I, the undersigned, being duly sworn, depose and say I and

☒ Deposition  
Verification

in the action I have read the foregoing

and know the contents thereof. The same is true to my own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters I believe it to be true.

☐ Deposition  
Verification

of

corporation and a party in the within action. I have read the foregoing and know the contents thereof, and the same is true to my knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters I believe it to be true.

The reason this verification is made by me is because the within party is an out-of-state corporation and I am an attorney in the County of New York. The grounds of my belief as to all matters not stated upon my own knowledge are as follows:

women before me on

of New York State

under oath being sworn say I am a party to the action within the State of New York

I, the undersigned, being duly sworn, depose and say I and  
in the action I have read the foregoing  
and know the contents thereof. The same is true to my own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters I believe it to be true.  
The reason this verification is made by me is because the within party is an out-of-state corporation and I am an attorney in the County of New York. The grounds of my belief as to all matters not stated upon my own knowledge are as follows:

by the undersigned, being duly sworn, depose and say I and the following persons state and depose that